

1 BILL NO. Z-79-10- 07

2 ZONING MAP ORDINANCE NO. Z- 28-79.3 AN ORDINANCE amending the City of
4 Fort Wayne Zoning Map No. 0-7.5 BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE,
6 INDIANA:7 SECTION 1. That the area described as follows is hereby design-
8 nated a R-3 District under the terms of Chapter 33, Municipal Code of the
9 City of Fort Wayne, Indiana, 1974; and the symbols of the City of Fort
10 Wayne Zoning Map No. 0-7, referred to therein, established by Section 33-11,
11 of said Chapter are hereby changed accordingly, to wit:12 Lots 42 and 43 in Devilbiss Second Addition to the
13 City of Fort Wayne.14 SECTION 2. That this Ordinance shall be in full force and effect
15 from and after its passage, approval by the Mayor and legal publication
16 thereof.17 
18 John G. Fuehle
19 Councilman20
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31 APPROVED AS TO
32 FORM & LEGALITY
33 William N. Salin, City Attorney

Read the first time in full and on motion by Nuckols, seconded by V. Schmidt, and duly adopted, read the second time by title and referred to the Committee on Regulation (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on _____, the _____ day of _____, 19_____, at _____ o'clock M., E.S.T.

DATE: 10-5-79

Charles W. Tolman
CITY CLERK

Read the third time in full and on motion by Nuckols, seconded by Hinga, and duly adopted, placed on its passage.

PASSED (LOSED) by the following vote:

| | <u>AYES</u> | <u>NAYS</u> | <u>ABSTAINED</u> | <u>ABSENT</u> | <u>TO-WIT:</u> |
|--------------------|-------------|-------------|------------------|---------------|----------------|
| <u>TOTAL VOTES</u> | <u>1</u> | _____ | _____ | <u>2</u> | _____ |
| <u>BURNS</u> | <u>✓</u> | _____ | _____ | _____ | _____ |
| <u>HINGA</u> | <u>✓</u> | _____ | _____ | _____ | _____ |
| <u>HUNTER</u> | _____ | _____ | _____ | <u>✓</u> | _____ |
| <u>MOSES</u> | _____ | _____ | _____ | <u>✓</u> | _____ |
| <u>NUCKOLS</u> | <u>✓</u> | _____ | _____ | _____ | _____ |
| <u>SCHMIDT, D.</u> | <u>✓</u> | _____ | _____ | _____ | _____ |
| <u>SCHMIDT, V.</u> | <u>✓</u> | _____ | _____ | _____ | _____ |
| <u>STIER</u> | <u>✓</u> | _____ | _____ | _____ | _____ |
| <u>TALARICO</u> | _____ | _____ | _____ | _____ | _____ |

DATE: 12-11-79

Charles W. Tolman
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ZONING MAP) (GENERAL) (ANNEXATION) (SPECIAL) (APPROPRIATION) ORDINANCE

(RESOLUTION) No. 3-28-79, on the 11th day of December, 1978.
ATTEST: (SEAL)

Charles W. Tolman
CITY CLERK

James L. Litter
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 12th day of December, 1979, at the hour of 2:30 o'clock P.M., E.S.T.

Charles W. Tolman
CITY CLERK

Approved and signed by me this 14th day of December, 1979, at the hour of 10 o'clock _____, M., E.S.T.

Robert Ellington
MAYOR

Z-79-10-07

Bill No.

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance amending the City of Fort Wayne Zoning Map No. 0-7

have had said Ordinance under consideration and beg leave to report back to the Common
Council that said Ordinance *Do* PASS. *Do*

JOHN NUCKOLS - CHAIRMAN

SAMUEL J. TALARICO - VICE CHAIRMAN

VIVIAN G. SCHMIDT

JAMES S. STIER

WILLIAM T. HINGA

John Ayckbourn
Samuel J. Talarico
Vivian G. Schmidt
from the
William F. Dwyer

12-11-19

CONCURRED IN

RATES

CHARLES W. WESTERMAN, CITY CLERK

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on October 9, 1979, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-79-10-07, and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on November 19, 1979;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO PASS for the reason that this request is a logical expansion of an existing R-3 District, the amendment will be in the best interest of and benefit to the area involved and of and to the City, and the amendment will not be detrimental to and does not conflict with the overall city plan:

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held November 27, 1979.

Thomas G. Adams

Certified and signed this
27th day of November, 1979.

Thomas G. Adams
Secretary

©

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9-25

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PETITION FOR ZONING ORDINANCE AMENDMENT

RECEIPT NO. _____

TO: COMMON COUNCIL
CITY OF FORT WAYNE, INDIANA

DATE FILED _____

INTENDED USE _____

I/We K & K Insurance Agency, Inc.

(Applicant's Name or Names)

do hereby petition your Honorable Body to amend the Zoning Map of Fort Wayne Indiana, by reclassifying from a/an _____ District to a/an _____ District the property described as follows:

Lots 42 and 43 in Devilbiss Second Addition to the City of Fort Wayne.

(Legal Description) If additional space is needed, use reverse side.

(General Description for Planning Staff Use Only)

I/We, the undersigned, certify that I am/We are the owner(s) of fifty-one percentum (51%) or more of the property described in this petition.

K & K Insurance Agency, Inc. 3001, 3011, 3015 Bowser

John H. Krueckeberg
John H. Krueckeberg, Attorney
for K & K Insurance Agency,
Inc.

(Name) _____

(Address) _____

(Signature) _____

(If additional space is needed, use reverse side.)

Legal Description checked by _____

NOTE FOLLOWING RULES

All requests for deferrals, continuances, withdrawals, or request that the ordinance be taken under advisement shall be filed in writing and be submitted to the City Plan Commission prior to the legal notice pertaining to the ordinance being sent to the newspaper for legal publication. If the request for deferral, continuance or request that ordinances be taken under advisement is received prior to the publication of the legal ad being published the head of the Plan Commission staff shall not put the matter on the agenda for the meeting at which it was to be considered. The Plan Commission staff will not accept request from petitioners for deferrals, continuances, withdrawals, or requests that an ordinance be taken under advisement, after the legal notice of said ordinance is forwarded to the newspaper for legal publication but shall schedule the matter for hearing before the City Plan Commission. (FILING FEE \$50.00)

Name and address of the preparer, attorney or agent.

John H. Krueckeberg
622 S. Calhoun St.
Ft. Wayne, IN. 46802

AC219 422-3565

(Name) John H. Krueckeberg (Address & Zip Code)

(Telephone Number)

COMMUNITY DEVELOPMENT AND PLANNING / Division of Long Range Planning & Zoning and (CITY PLAN COMMISSION) / Room #830, City-County Building, One Main Street, Fort Wayne, IN 46802 (PHONE: 219/423-7571)

Applicants, Property owners and preparer shall be notified of the Public Hearing approximately ten (10) days prior to the meeting.

Legal Description of property to be rezoned.

Owners of Property

| | | |
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| (Name) | (Address) | (Signature) |

NOTE: All checks are to be made payable to: CITY OF FORT WAYNE

This form is to be filed in duplicate.

4516

Admn. Appr.

DIGEST SHEET

TITLE OF ORDINANCE Zoning Ordinance Amendment 3-78-11-621DEPARTMENT REQUESTING ORDINANCE Long Range Planning & Zoning - CD&PSYNOPSIS OF ORDINANCE A tract of land containing approximately 7.24 acres +,
lying on the South side of Collins Road and 370' west of the intersection
of Coldwater Road and Collins Road.EFFECT OF PASSAGE Property is now zoned B4 - Roadside Business. Property
will become M1- Light Industrial.EFFECT OF NON-PASSAGE Property will remain B4 - Roadside Business.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) _____

ASSIGNED TO COMMITTEE (J.N.) _____



OFFICE OF THE CITY CLERK

THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

charles w. westerman, clerk :: room 122

December 17, 1979

Ms. Virginia Grace
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, Indiana 46802

Dear Ms. Grace:

Please give the attached full coverage on the dates of December 21 and December 28, 1979, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council
of Fort Wayne, Indiana

Zoning Map Ordinances:

Bill No. Z-78-11-62
Zoning Map No. Z-27-79

Bill No. Z-79-10-07
Zoning Map No. Z-28-79

Bill No. Z-79-10-08
Zoning Map No. Z-29-79

Vacation of Alley

Bill No. G-79-07-30
General Ordinance No. G-27-79

Please send us 12 copies of the Publisher's Affidavit from both newspapers.

Thank you.

Sincerely,
Charles W. Westerman
Charles W. Westerman
City Clerk

CWW/ne
ENCL: 1

LEGAL NOTICE

Notice is hereby given that on the 11th day of December, 1979, the Common Council of the City of Fort Wayne, Indiana in a Regular Session did pass the following Bill No. Z-78-11-62 -- Zoning Map Ordinance No. Z-27-79, being AN ORDINANCE amending the City of Fort Wayne Zoning Map No. M-30

Notice is hereby given that on the 11th day of December, 1979, the Common Council of the City of Fort Wayne, Indiana in a Regular Session did pass the following Bill No. Z-79-10-07 -- Zoning Map Ordinance No. Z-28-79, being AN ORDINANCE amending the City of Fort Wayne Zoning Map No. 0-7

Notice is hereby given that on the 11th day of December, 1979, the Common Council of the City of Fort Wayne, Indiana in a Regular Session did pass the following Bill No. Z-79-10-08 -- Zoning Map Ordinance No. Z-29-79, being AN ORDINANCE amending the City of Fort Wayne Zoning Map No. Z-29-79

Notice is hereby given that on the 11th day of December, 1979, the Common Council of the City of Fort Wayne, Indiana in a Regular Session did pass the following Bill No. G-79-07-30 -- General Ordinance No. G-27-79, being AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of certain alley east of Beacon Street

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana do hereby certify that Bill No. Z-78-11-62 -- Zoning Map No. Z-27-79; Bill No. Z-79-10-07 -- Zoning Map Ordinance No. Z-28-79; Bill No. Z-79-10-08 -- Zoning Map Ordinance No. Z-29-79; Bill No. G-79-07-30 -- General Ordinance No. G-27-79, were passed by the Common Council on the 11th day of December, and said Ordinances were duly signed and approved by the Mayor on the 14th day of December, 1979, and now remains on file and on record in my office,

Copies of said Bill No. Z-78-11-62 -- Zoning Map No. Z-27-79; Bill No. Z-79-10-07 -- Zoning Map Ordinance No. Z-28-79; Bill No. Z-79-10-08 -- Zoning Map Ordinance No. Z-29-79 and Bill No. G-79-07-30 -- General Ordinance G-27-79 will be posted in the following places in Fort Wayne, Allen County, Indiana

- (1) The main floor lobby of the City-County Building
- (2) The bulletin board in the lobby of the Downtown Fort Wayne Public Library
- (3) The bulletin board in the lobby at the East of the Allen County Court House

LEGAL NOTICE
PAGE 2

Copies of said Bill No. Z-78-11-62 -- Zoning Map No. Z-27-79, Bill No. Z-79-10-07 -- Zoning Map Ordinance No. Z-28-79; Bill No. Z-79-10-08 -- Zoning Map Ordinance No. Z-29-79 and Bill No. G-79-07-30 -- General Ordinance No. G-27-79 will be available for reading in the following places in Fort Wayne, Allen County, Indiana.

- (1) Reference Room in the north end of the main floor in said Downtown Public Library
- (2) The Journal of the Common Council Proceedings in the Office of the City Clerk of Fort Wayne, Indiana, Room 122, City-County Building, Fort Wayne, Indiana

Charles W. Westerman

Charles W. Westerman
City Clerk

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana fulfilled and posted the above ordinance in the designated places as stated above on December 21, 1979.

Charles W. Westerman

Charles W. Westerman
City Clerk

Fort Wayne Common Council
(Governmental Unit)

Attention

County, Ind.

To **NEWS-SENTINEL** Dr.**FORT WAYNE, INDIANA****PUBLISHER'S CLAIM****LINE COUNT**

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines

Head number of lines

96

Body number of lines

2

Tail number of lines

96

Total number of lines in notice

COMPUTATION OF CHARGES

| | | |
|----------------|---|-----------------------|
| 96 | lines, 1 columns wide equals 96 equivalent lines at25¢ | \$ 24.86 |
| cents per line | | |

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

| | | |
|---|-----------------|-------------|
| Charge for extra proofs of publication (50 cents for each proof in excess of two) | 10 extra | 5.00 |
|---|-----------------|-------------|

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| TOTAL AMOUNT OF CLAIM. | \$ 29.86 |
|-------------------------------|-----------------|

DATA FOR COMPUTING COST

Width of single column 9.9 cms

Size of type **5 1/2** point**2**

Number of insertions

Size of quad upon which type is cast **5 1/2**

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date **Dec. 28 79** 19Title **CLERK***D. Roose***PUBLISHER'S AFFIDAVIT**

State of Indiana

ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned *D. Roose* who, being duly sworn, says that she is **CLERK** of the

..... **NEWS-SENTINEL** DAILY newspaper of general circulation printed and published

in the English language in the city of **FORT WAYNE, INDIANA**

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for **two times** the dates of publication being as follows: **12/21 - 12/26/79**

28 th

Subscribed and sworn to before me this day of

D. Roose **December 28 79***Harry J. O. J.*

Notary Public

September 26, 1983

My commission expires

Fort Wayne Common Council

(Governmental Unit)

Allen

County, Ind.

To **JOURNAL-GAZETTE** Dr.**FORT WAYNE, INDIANA****PUBLISHER'S CLAIM****LINE COUNT**

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines

Head number of lines

94

Body number of lines

2

Tail number of lines

96

Total number of lines in notice

COMPUTATION OF CHARGES

| | | | | | | | |
|-----------|--------|----------|---------------------|-----------|--------------------------|-------------|-----------------|
| 96 | lines, | 1 | columns wide equals | 96 | equivalent lines at .25¢ | .25¢ | \$ 24.86 |
| | | | cents per line | | | | |

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

| | | |
|---|-----------------|--------------|
| Charge for extra proofs of publication (50 cents for each proof in excess of two) | 10 extra | 5.00 |
| | | 29.86 |

TOTAL AMOUNT OF CLAIM.**DATA FOR COMPUTING COST**Width of single column 9.9 cms Size of type **5 1/2** pointNumber of insertions **2** Size of quad upon which type is cast **5 1/2**

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

*Arville DeWald*Date **Dec. 28** 19 **79**Title **CLERK****PUBLISHER'S AFFIDAVIT**State of Indiana
ALLEN COUNTY SS:Personally appeared before me, a notary public in and for said county and state, the undersigned..... **ARVILLA DEWALD** who, being duly sworn, saysthat she is..... **CLERK**..... of the**JOURNAL-GAZETTE**a..... **DAILY**..... newspaper of general circulation printed and published in the English language in the city of **FORT WAYNE, INDIANA** townin state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for..... **two times**..... the dates of publication being as follows:**12/21 - 12/28/79**Subscribed and sworn to before me this **28 th** day of**December** **79**

Notary Public

My commission expires **September 26, 1983**

several weeks while making
men Mooses has now
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Send me
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Arville DeWald
28 th December 79
Harry O. Ober
Notary Public

Fort Wayne Common Council

(Governmental Unit)

Attn:

County, Ind.

To JOURNAL-GAZETTE Dr.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines

Head number of lines

94

Body number of lines

2

Tail number of lines

96

Total number of lines in notice

COMPUTATION OF CHARGES

| | | | | |
|--------------------|---------------------------|----------------|----------------------------------|-----------------|
| 96 | 1 | 96 | equivalent lines at .259¢ | \$ 24.86 |
| lines, | columns wide equals | cents per line | | |

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)

TOTAL AMOUNT OF CLAIM.

5.00\$ 29.86

DATA FOR COMPUTING COST

Width of single column 9.9 cms Size of type 5 1/2 pointNumber of insertions 2 Size of quad upon which type is cast 5 1/2

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date Dec. 26 1979Title CLERK*Avilla DeWald*

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County SS:Personally appeared before me, a notary public in and for said county and state, the undersigned, ARVILLE DEWALD who, being duly sworn, says that she is, CLERK

JOURNAL-GAZETTE

a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANAin state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two times, the dates of publication being as follows: 12/21 - 12/28/79Subscribed and sworn to before me this 26 th day of December 1979*Avilla DeWald**Harry**Notary Public*My commission expires September 28, 1983